



Atty. Dkt. No.: P66243US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Francis DARRO et al.

Serial No.: 09/743,614

Group Art Unit: 1614

Filed: January 12, 2001

Examiner: GOLDBERG, Jerome D.

For: THERAPEUTIC COMPOSITION BASED ON FLAVONOIDS FOR USE IN  
TREATMENT OF TUMOURS WITH CYTOTOXIC AGENTS

TECH CENTER 1600/2900

JUN 20 2002

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### TRANSMITTAL

Commissioner of Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is the Response in the above-captioned application.

\_\_\_\_ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a statement previously submitted.

\_\_\_\_ A check in the amount of \$ \*\*\*\*\* is attached for: \_\_\_\_\_

XX If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

JACOBSON HOLMAN PLLC  
400 Seventh Street, N. W.  
Washington, D.C. 20004-2201  
Atty. Dkt. No.: PP66243US0  
Date: June 18, 2002  
WEP:rdt

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By: \_\_\_\_\_

William E. Player  
Registration No. 31,409



Atty. Dkt. No.: P662431/US0

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JUN 20 2002  
TECH CENTER 1600/2900

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In re the Application of:

Francis DARRO et al.

Serial No.: 09/743,614

Group Art Unit: 1614

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Examiner: GOLDBERG, Jerome D.

#8  
SUGGS  
6-23-02

For: THERAPEUTIC COMPOSITION BASED ON FLAVONOIDS FOR USE IN  
TREATMENT OF TUMOURS WITH CYTOTOXIC AGENTS

**RESPONSE**

Commissioner of Patents  
Washington, D.C. 20231

Sir:

This paper responds to the Office Action mailed June 7, 2002.

Pursuant to the requirement to elect a single enhanced combination of one compound of Group I with one cytotoxic agent, Applicants elect genistein, as compound of Group I, with vincristin, as cytotoxic agent. The election is made with traverse, to the extent that the requirement for election of species cannot be used as the basis for requiring subdivision of any claim.

The undersigned wishes to thank Examiner Goldberg for the instant Office Action, which allows time for complying with the election-of-species requirement.

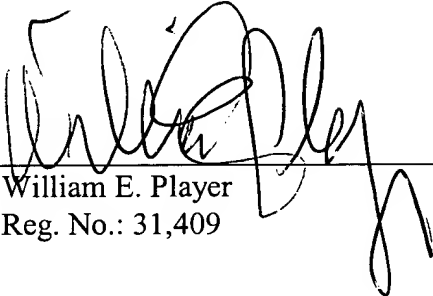
Atty. Dkt. No.: P66243US0  
Serial No.: 09/743,614

Favorable action is requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: \_\_\_\_\_

  
William E. Player  
Reg. No.: 31,409

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Atty Dkt. No.: 66243US0  
Date: June 18, 2002  
WEP/rdt

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